

West Coast MTO Discussion Agreement
F.M.C. No 201143 -003

modification shall be filed with the FMC and shall become affective in accordance with the Act and FMC regulations.

ARTICLE IV. GEOGRAPHIC SCOPE.

This Agreement shall apply to all of the ports within the States of California, Oregon, and Washington in which the parties hereto are engaged in activities involving or relating to ocean transportation of cargo in the foreign commerce of the United States.

ARTICLE V. MEMBERSHIP ELIGIBILITY.

Only marine terminal operators whose business involves ocean transportation in the foreign commerce of the United States within the geographic scope of this Agreement are eligible to become parties to this Agreement.

ARTICLE VI. DELEGATION OF AUTHORITY.

The law firm of Carroll & Froelich, PLLC, is authorized by the parties listed in Appendix A annexed hereto to execute this Agreement and any subsequent modifications or amendments hereto on their behalf, to file this Agreement and any modifications or amendments hereto with the Commission on their behalf, and to make all other filings on their behalf with the Commission relating to this Agreement, including the filing of minutes required by 46 C.F.R. § 535.706.

The law firm of Carroll & Froelich, PLLC also has the authority, following the approval of the parties, to sign bridge agreements on the parties' behalf.

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ARTICLE VII. ADMINISTRATION OF AGREEMENT.

(a) **CHAIRMAN.** The parties to this Agreement shall select a Chairman to preside at all meetings held pursuant to this Agreement. The initial Chairman is John Miller whose address is International Transportation Services, Inc., 1281 Pear J Ave, Long Beach, CA 90802.

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FEDERAL MARITIME COMMISSION